IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

WP(C).No. 35796 of 2007(J)

PETITIONER:

K.M.SUSEELA, W/O.M.C.RAMACHANDRAN NAIR,
L 4, GALAXY NOORAIN APARTMENT, PUNATHIL PADAM ROAD, EDAPPALLI, ERNAKULAM-24.

BY ADV. SRI.GEORGE POONTHOTTAM

RESPONDENTS:

---

1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, CO-OPERATION (A) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

==========

W.P.(C)NO. 35796 OF 2007

==========

Dated this the 4th day of December 2007

JUDGMENT

The petitioner is now working as Deputy Registrar of Co-operative Societies. She is due to retire on 31.12.2007. The next promotion post of a Deputy Registrar is Joint Registrar. According to the petitioner, there are now 18 vacancies in the said post as on 1.12.2007. There is no select list to the post of Joint Registrar. In such circumstances, according to the petitioner, the Government is entitled to resort to temporary promotions as is laid down in Ext.P1 circular. Apparently this has been done in relation to certain persons who were impending retirement as evidenced by Exts.P2 and P3. Petitioner has claimed a similar treatment as per Ext.P4 which has been forwarded to the Registrar by the Joint Registrar under Ext.P5.

2. After having heard the learned counsel for the petitioner and the learned Government Pleader, the writ petition is disposed of directing the first respondent to consider the petitioner's claim for temporary promotion taking note of the fact that she is due to retire on 31.12.2007. He shall bear in mind Rule 31 (a)(i) of part II of

KS&SSR, Exts.P2 and P3 orders as also Ext.P1 circular and recommendation of the Joint Registrar as contained in Ext.P5. Needful shall be done at the earliest, at any rate, before 23.12.2007.

V.GIRI, JUDGE

css/